THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Richard H. MANDEL III

Appln. No.: 09/545,592

Confirmation No.: 9939

Filed: April 07, 2000

Docket No: A8496 / ST9-99-179

Group Art Unit: 2168

Examiner: Hung Q. Pham

For: CROSS-PLATFORM SUBSELECT METADATA EXTRACTION

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

ATTN: MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant offers the following comments in response to the Examiner's *Statement of Reasons for Allowance* set forth on page 2 of the January 9, 2006 *Notice of Allowability* in the above-captioned Application.

First, the Examiner indicates that the claims are allowable in view of Applicant's arguments in lines 12-16 on page 15 of the *Appeal Brief*. Applicant agrees that the claims are allowable for <u>at least</u> this reason.
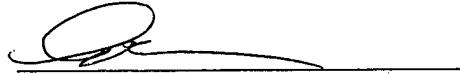
However, the Examiner also alleges that "[t]he 'false' clause, by definition, is in the form 'WHERE 1 = -1' as specified" in the specifications and remarks. Applicant disagrees with the Examiner to the extent that he is attempting to limit the scope of the claims to any particular false clause, such as the "WHERE 1 = -1" false clause indicated in the exemplary embodiment of the invention. As specifically indicated on p. 10 of the Application and p. 14 of the January 21, 2005 *Amendment*, the "WHERE 1 = -1" false clause is only an example of the "false clause" recited in the allowed claims. Clearly, any internally false clause would function as the recited

Comments On Statement Of Reasons For Allowance
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"false clause," and the allowable claims of this Application read on all of these internal false clauses.

Respectfully submitted,

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